

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

STEPHEN McCOLLUM,	§	
STEPHANIE KINGREY, AND	§	
SANDRA McCOLLU,	§	
INDIVIDUALLY AND AS	§	
HEIRS AT LAW TO THE	§	
ESTATE OF LARRY GENE	§	
McCOLLUM,	§	CIVIL ACTION NO.
Plaintiffs,	§	3:12-CV-02037
	§	
VS.	§	
	§	
BRAD LIVINGSTON, JEFF	§	
PRINGLE, RICHARD CLARK,	§	
KAREN TATE, SANDREA	§	
SANDERS, ROBERT EASON,	§	
THE UNIVERSITY OF TEXAS	§	
MEDICAL BRANCH AND THE	§	
TEXAS DEPARTMENT OF	§	
CRIMINAL JUSTICE,	§	
Defendants.	§	

* * * * *

ORAL AND VIDEOTAPED DEPOSITION OF
RICHARD C. THALER
VOLUME 1

October 18, 2013

* * * * *

ORAL AND VIDEOTAPED DEPOSITION OF RICHARD C.
THALER, produced as a witness at the instance of the
PLAINTIFFS, and duly sworn, was taken in the
above-styled and numbered cause on October 18, 2013,
from 9:00 a.m. to 4:35 p.m., before Brenda J. Wright,
RPR, CSR in and for the State of Texas, reported by
machine shorthand, at the Office of the Attorney
General, 300 West 15th Street, Suite 1200, Austin,

Stephen McCollum, et al. v.
Brad Livingston, et al.

Richard C. Thaler
October 18, 2013

1 Texas, pursuant to the Federal Rules of Civil
2 Procedure and the provisions stated on the record or
3 attached herein.

4 APPEARANCES

5 For the Plaintiffs:

6 Mr. Jeff Edwards
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13 Tate, Sandra Sanders, Robert Eason and Texas
14 Department of Criminal Justice:

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19 For the Defendants Brad Livingston, William Stephens
20 and Richard Thaler:

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Stephen McCollum, et al. v.
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APPEARANCES - CONTINUED

For the Defendant University of Texas Medical Branch:

Ms. Kim Coogan

-and-

Ms. Erika Hime

-and-

Ms. Lacey Mase

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Videographer:

Mr. Patrick Knapick

Also Appearing:

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Paralegal, OFFICE OF THE ATTORNEY GENERAL

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Mr. Josh Barron

Mr. Tobias D. Hunziker

TEXAS DEPARTMENT OF CRIMINAL JUSTICE

Mr. William Stephens

TEXAS DEPARTMENT OF CRIMINAL JUSTICE

Mr. Neal Spradlin

Mr. Kyle Smith

Stephen McCollum, et al. v.
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STIPULATIONS

The attorneys for all parties present stipulate
and agree to the following items:

That the deposition of RICHARD C. THALER is
being taken pursuant to Notice;

That the deposition is being taken pursuant to
the Federal Rules of Civil Procedure;

That the original transcript will be submitted
to the witness' attorney, MR. DEMETRI ANASTASIDIS;

That the witness or the witness' attorney will
return the signed transcript to the court reporter
within 30 days of the date the transcript is provided
to the witness' attorney. If not returned, the
witness may be deemed to have waived the right to make
the changes, and an unsigned copy may be used as
though signed.

WRIGHT WATSON & ASSOCIATES

Stephen McCollum, et al. v.
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Richard C. Thaler
October 18, 2013

INDEX

Appearances.....	2
Stipulations.....	3
RICHARD C. THALER	
Examination by Mr. Edwards.....	6
Examination by Ms. Coogan.....	255
Examination by Mr. Garcia.....	262
Changes and Corrections.....	266
Witness' Signature.....	267
Reporter's Certificate.....	268

EXHIBITS

NO.	DESCRIPTION	PAGE MARKED
50.....	Heat Precaution 2011 - Reminder	62
51.....	Security Memorandum - November 4, 2011	137
52.....	August 16, 2011 letter	174
53.....	Correctional Institutions Division Regional Director's Meeting - July 16, 2010	185
54.....	Correctional Institutions Division Regional Director's Meeting - August 12, 2010	191
55.....	Correctional Institutions Division Regional Director's Meeting - May 12, 2011	202
56.....	Correctional Institutions Division Regional Director's Meeting - July 14, 2011	209
57.....	Correctional Institutions Division Regional Director's Meeting - August 11, 2011	218
58.....	Correctional Institutions Division Regional Director's Meeting - March 15, 2012	229

WRIGHT WATSON & ASSOCIATES

Stephen McCollum, et al. v.
Brad Livingston, et al.

Richard C. Thaler
October 18, 2013

RICHARD C. THALER

EXHIBITS - CONTINUED

NO.	DESCRIPTION	PAGE MARKED
59.....	Correctional Institutions Division Regional Director's Meeting - April 12, 2012	235
60.....	Correctional Institutions Division Regional Director's Meeting - June 14, 2012	238
61.....	Correctional Institutions Division Regional Director's Meeting - August 16, 2012	242
62.....	Correctional Institutions Division Regional Director's Meeting - April 11, 2013	249
63.....	Mediation Proposal Update	260

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Stephen McCollum, et al. v.
Brad Livingston, et al.

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October 18, 2013

1 In 1989, I promoted to major of
2 correctional officers at the Retrieve Unit there in
3 Angleton, Texas.

4 And in 1990, I was promoted to
5 assistant warden at the Pack 2 Unit.

6 In 1992, I was promoted to senior
7 warden at the Smith Unit in Lamesa, Texas.

8 I served in that capacity until 1994,
9 when I was promoted to a warden's position at the
10 Ramsey I Unit back in Brazoria County.

11 In 1996, again, I was promoted to the
12 position of warden, senior warden, at the
13 Telford Unit, T-e-l-f-o-r-d, Unit in Bowie County,
14 Texas.

15 And in 1999, I was transferred to the
16 Estelle Unit in Walker County as a warden.

17 In 2003, I was promoted to regional
18 director for Region I, which encompassed into the
19 Huntsville area.

20 In 2006, I was promoted to division
21 director of the Manufacturing Logistics Division,
22 there in Huntsville, Texas.

23 And in 2000 -- July of 2009, I was
24 promoted into the director's position of the
25 Correctional Institutions Division and served in that

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Stephen McCollum, et al. v.
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1 capacity until my retirement in May of this year,
2 2013.

3 Q. All right. So let's go back to 2003 when I
4 believe you told me that you became the regional
5 director of the region that would include Huntsville?

6 A. Right.

7 Q. Who would be serving in that position today,
8 or has kind of the structural situation changed?

9 A. As far as the named individual?

10 Q. Sure.

11 A. I believe Richard Alford is currently the
12 Region I director.

13 Q. Okay.

14 A. At least he was when I left in May.

15 Q. Walk me through -- each region has its own
16 director?

17 A. Correct. There is six regions across the
18 state of Texas.

19 Q. Okay. So we've met Mr. Eason in this case.
20 Is he a regional director?

21 A. Yes, sir.

22 Q. Currently? Okay. Or -- okay.

23 A. Well, I say currently --

24 Q. He was one of the six --

25 A. I believe since I left, I believe he --

WRIGHT WATSON & ASSOCIATES

Stephen McCollum, et al. v.
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THE UNIVERSITY OF TEXAS	§	
MEDICAL BRANCH AND THE	§	
TEXAS DEPARTMENT OF	§	
CRIMINAL JUSTICE,	§	
Defendants.	§	

* * * * *

REPORTER'S CERTIFICATION
ORAL AND VIDEOTAPED DEPOSITION OF
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* * * * *

I, BRENDA J. WRIGHT, Certified Shorthand

Reporter in and for the State of Texas, hereby certify
to the following:

That the witness, RICHARD C. THALER, was duly
sworn by the officer and that the transcript of the
oral deposition is a true record of the testimony
given by the witness;

I further certify that pursuant to Federal
Rules of Civil Procedure, Rule 30(e)(1)(A) and (B) as

WRIGHT WATSON & ASSOCIATES

Stephen McCollum, et al. v.
Brad Livingston, et al.

Richard C. Thaler
October 18, 2013

1 well as Rule 30(e)(2) that the signature of the
2 deponent:

3 __X__ was requested by the deponent and/or a
4 party before completion of the deposition and is to be
5 returned within 30 days from date of receipt of the
6 transcript. If returned, the attached Changes and
7 Corrections and Signature pages contain any changes
8 and the reasons therefor;

9 _____ was not requested by the deponent and/or a
10 party before the completion of the deposition.

11 That \$_____ is the deposition
12 officer's charges for preparing the original
13 deposition transcript and any copies of exhibits,
14 charged to PLAINTIFFS;

15 That pursuant to information given to the
16 deposition officer at the time said testimony as
17 taken, the following includes all parties of record:

18 For the Plaintiffs:

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18
19 I further certify that I am neither attorney
20 nor counsel for nor related to nor employed by any of
21 the parties to the action in which this deposition is
22 taken;

23 Further, I am not a relative nor an employee of
24 any attorney of record in this cause, nor am I
25 financially or otherwise interested in the outcome of

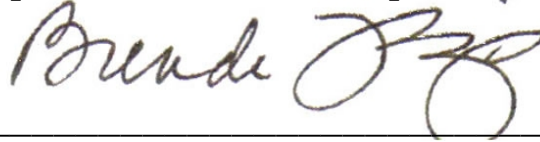
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Stephen McCollum, et al. v.
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1 the action.

2 Certified to by me this 29TH day of OCTOBER,
3 2013.



4
5 BRENDA J. WRIGHT, Texas CSR No. 1780
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